

SENATOR BARNETT: You have to speak up, I've got some noise here.

SENATOR KIME: Wally on line 2, strike killed in and insert who died within 4 hours. Why the delay there?

SENATOR BARNETT: This was brought up by the Pathologists he felt that you had to take this test within four hours and before that there was no time limit to get a valid blood sample. In other words if your blood....lets say that you are not capable of having a blood sample taken for 12-15-24 hours alright there is such a chemical reaction in your blood system that it could possibly turn to sugar or it could turn to alcohol or it could turn to other things. Therefore he felt that four hours was long enough for this person to lie in this state without taking a blood test.

SENATOR KIME: You are going to wait till he dies before you take the test?

SENATOR BARNETT: Yes, only on the dead ones. On the live ones we are going to request as soon as the accident is over but then there would have to be a fatality before we could request it.

PRESIDENT: Chair recognizes Senator Dickinson the Senator Cal Carsten.

DICKINSON: Mr. Speaker, members of the body will Senator Barnett yield to a question please?

SENATOR BARNETT: I'll try to.

SENATOR DICKINSON: Senator Barnett can this information be used in any way, shape or form by law enforcement people?

SENATOR BARNETT: For what?

SENATOR DICKINSON: Drunk driving convictions, law suits and cases of...

SENATOR BARNETT: No, it can't. Section six covers that and also this was stated, it is stated specifically that a person or a law enforcement official or anybody else wants another wants a blood sample for court procedures they will take another test. Now that doesn't spell that out in the bill but section six says that it can't be used for any court cost.

SENATOR DICKINSON: Would it not make sense to have these statistics available for law enforcement purposes?

SENATOR BARNETT: Yesh it makes sense to me, but it doesn't make sense to a lot of the people that have to vote for this bill because what it is doing under those circumstances you might run into a lot of legal problems with regards to how the test was taken how you took it to a lab, a chain of evidence I believe that would be required to make this a legitimate piece of evidence in a trial.

SENATOR DICKINSON: It seems to me that we should be more interested in gathering statistics towards law enforcement rather than statistics to fill file cabinets.